



DELTA CITY COUNCIL

REGULAR CITY COUNCIL MEETING

Thursday, May 5, 2016
Delta City Building Council Chambers
76 North 200 West
Delta, Utah

PRESENT

Gayle Bunker, Mayor
Kiley Chase, Council Member
Travis Keel, Council Member
Betty Jo Western, Council Member

ABSENT

Robert Banks, Council Member
John Niles, Council Member

ALSO PRESENT

Gregory Schafer, Recorder
Dent Kirkland, Public Works Director
Travis Stanworth, Asst. Public Works
Director
Todd Anderson, City Attorney
Lynn Ashby, Fire Chief
Russell Greathouse, Property Owner

Cindy Greathouse, Property Owner
Victor Chaudhary, Delta Citizen
Sanket Chaudheeri, Delta Citizen
Mike Steele, Delta Citizen
Linda Sorensen, Delta Citizen
Kurt Sorensen, Delta Citizen

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the time, place, and the agenda of the meeting had been posted at the City Building, on the Utah Public Notice website, the Delta City website, and had been provided to the Millard County Chronicle-Progress and to each member of the City Council at least two days prior to the meeting. Mayor Bunker conducted roll call. Council Member Keel gave the opening remarks then the Mayor led those in attendance in the Pledge of Allegiance.

MINUTES

The minutes of the Council Meeting held April 21, 2016 were presented for approval. Council Member Chase MOVED to adopt the minutes of the Regular City Council Meeting held April 21, 2016. The motion was SECONDED by Council Member Western. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

ACCOUNTS PAYABLE

The Council reviewed the accounts payables for the period ending May 5, 2016 in the amount of \$272,168.90. There were some transactions discussed by the Council. Council Member Chase MOVED to approve the accounts payables for May 5, 2016 in the amount of \$272,168.90. The motion was SECONDED by Council Member Keel. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

PUBLIC COMMENT PERIOD

There were no public comments

BUSINESS

Decision on Stop Sign at Locust and Birch Intersection

Delta Citizen Linda Sorensen stated that she had come across some information that she had some questions on. Mrs. Sorensen inquired whether Delta City had been following the Public Information Act by not putting the stop sign on the agenda on the day that it was decided to install it. Mrs. Sorensen then proceeded to review the minutes of previous meetings and stated that she did not think that the situation was properly represented. City Attorney Anderson stated that the stop sign would have been an administrative issue and not needed to come before the Council as an agenda item. It was also noted that the Utah Guidelines were guidelines not rules as they cannot be fitted to every situation. Council Member Chase stated that he went so far as to question on social media whether or not Delta Citizens were interested in keeping the stop sign and only received positive feedback and that the Council has received phone calls, personal contact, and letters all containing approval of the stop sign and the safety it helps insure. Council Member Chase stated that he had received contact from close to fifty people in favor of the stop signs and only two that weren't. Mrs. Sorensen stated that she could find similar numbers of people in opposition to the stop signs. The Council invited her to get the information from those people so that it could be weighed in on the decisions to be made regarding the stop signs. Public Works Director Kirkland stated that when the subject of the stop sign was first brought up the Millard County Sheriff was emailed to see if he was interested in doing a study. The Sheriff stated that he was not interested in doing a study and that if the City was interested in doing one, they would have to contact a private company to do so. Public Works Director Kirkland stated that he had attempted to contact the two closest companies to Delta from the list that Mrs. Sorensen had provided at the previous Council Meeting, he had trouble contacting one, but had gotten in contact with Sunrise Engineering. Robert Worley from Sunrise Engineering had stated that rural communities almost never do traffic studies as they run from \$5,000-6,000.00 per intersection, and that he does not feel that that would be money well spent. Mr. Worley stated that what would be considered would be the amount of traffic, speed of traffic, pedestrian traffic, line of sight, and that at the end of the day it all came down to a judgement call. Mr. Worley had cautioned that when a stop sign has been in place and has later been removed an accident usually follows. Mayor Bunker stated that the Council Members themselves have gone out to study the intersection and the surrounding neighborhood a number of times. Mrs. Sorensen stated that

she didn't count that as an accurate study and that she had been watching the road and it doesn't warrant it. Council Member Western stated that one of the reasons she supported the stop signs is that the speed zone coming in from the south side of the road is 55 miles per hour coming into town only slowing to 25 miles per hour 1200 feet away from the stop sign. Mayor Bunker suggested that there be a Public Hearing held and that the public give their opinion on the stop sign. Council Member Keel MOVED to set a public hearing on May 19 at 6:15 p.m. to receive public comment on the stop sign at the intersection of Locust and Birch. Council Member Western SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Final Plat Approval for Delta Partnership, LLC Subdivision

Public Works Director Kirkland explained that there had been eight lots that had been combined and then subdivided into two lots to make building on a lot and the eventual selling of one lot possible. There was a discussion about improvements. It was noted that frontage roads have curb, gutter, and sidewalk in place and that the north lot has a service station on it that has all of the improvements. Public Works Director stated that Planning and Zoning had put a condition on having the easements on the final plat maps and that the final plat map did have them. Council Member Chase MOVED to approve the final plat for Delta Partnership, LLC Subdivision, block 65, plat A of Delta Townsite. Council Member Keel SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Ordinance 16-268 Vacating Road in Sand Ridge Subdivision

Mayor Bunker stated that the ordinance was to vacate a public right-of-way located at approximately 1100 E and that the public hearing held earlier in the evening had had no one of the public protesting it. Attorney Anderson noted that the ordinance would need to be amended so that the address was correct. Recorder Schafer stated that it would need to be changed to 820 E 750 N. Council Member Keel MOVED to adopt ordinance 16-268 vacating public right of way located at 820 E 750 N with the address corrected on the actual ordinance. Council Member Western SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Approval of the Sand Ridge Subdivision Plat Being Amended to the Sand Hill Subdivision

Mayor Bunker stated that this item was to approve the name change of the previous plat to clarify the changes that have been made for future lot sales and that the approval was to be approved with the conditions that improvements or a bond be put in place. Council Member Chase MOVED to approve the Sand Ridge Subdivision Final Plat being renamed to the Sand Hill Subdivision Final Plat contingent upon either improvements being made or a bond be put in

place. Council Member Western SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Set a Public Hearing for FY2016-2017 Final Budget

Recorder Schafer asked the Council to move the Public Hearing for the FY 2016-2017 Final Budget to June 2, 2016 at 6:30 p.m. so that he can have enough time to prepare it. Council Member Chase MOVED to set public hearing for the FY 2016-2017 final budget for June 2 at 6:30 p.m. Council Member Keel SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Adopt FY2016-2017 Tentative Budget

Mayor Bunker stated that the City was required by law to present a tentative budget by the first meeting of May and a lot of the tentative budget was an adjusted version of last year's budget that will be amended at the budget work session. Council Member Chase MOVED to set adopt the tentative budget for fiscal year 2016-2017 in the amount of \$7,326,947.00. Council Member Keel SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Resolution 16-396 Local First Independents Week Proclamation

Mayor Bunker stated that the item was for the City to put out a proclamation demonstrating its support for the independent businesses. July 1st through July 7 was the suggested week to encourage people to shop locally. Council Member Western MOVED to accept resolution 16-396 local first independents week proclamation July 1 through July 7, 2016. Council Member Chase SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

New Photocopier Acquisition

Recorder Schafer informed the Council that the current photocopier machine that Delta City uses was purchased in July of 2009 and it has been having a significant number of problems which have required service. Replacement models were searched for at state contract price from Sevier Office Supply. Recorder Schafer explained the brands, prices, and features of the two photocopier models suggested and stated that it would appear that the Xerox 7845 for \$8,411.00. Council Member Western stated that the Delta Tech had the Xerox and it is a wonderful machine. Council Member Western MOVED to approve the purchase of the Xerox 7845 for \$8,411.00. Council Member Keel SECONDED the motion. Mayor Bunker asked if there

were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Approval to Renew PEHP Health Plan for Employees

Recorder Schafer stated that he and the Mayor had had a meeting with Derelys Patrick to discuss the rate sheet for the new year. The deadline for renewal is May 27, 2016. Recorder Schafer stated that there are currently 17 employees at Delta City with benefits and then reviewed the health plans that the employees are currently on. Recorder Schafer reviewed the 2015-2016 rates and compared it to what the 2016-2017 rates will be. Council Member Western MOVED to continue with PEHP's existing employee health programs for the fiscal year 2016-2017 with the \$19,038.63 increase. Council Member Chase SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Microsoft Surfaces for Council Use

Recorder Schafer stated that he had done research and wanted to gauge the Council's interest in having Microsoft Surface 3s for the Council Members set up with city email addresses to have packets sent to and for more efficient communication. The Surfaces would be City owned to be turned in at the end of a Council Member's term. The Surfaces would be bought at state contract price and to purchase five would cost \$3,635.00. Council Member Chase stated that he had an iPad and would not be needing a Surface. Council Member Chase MOVED to approve the purchase of 4 Microsoft Surface 3s for Council Use. Council Member Western SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Grand Marshal for Fourth of July

Mayor Bunker asked if anyone had any suggestions for the grand marshal for the Fourth of July for 2016. Mayor Bunker stated that he had received both a letter and verbal recommendations for Boyd Bunker as the grand marshal. Council members agreed and Council Member Western asked if the local law enforcement could be honorary grand marshals. Mayor Bunker stated that for the record, he and Boyd Bunker were only related generations back. Council Member Western MOVED to accept Boyd Bunker as the grand marshal of the Fourth of July and making the Millard County Sheriff's Department as honorary grand marshals. Council Member Keel SECONDED the motion. Mayor Bunker asked if there are any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Public Works Update

Public Works Director Kirkland stated that the Public Works Department had been very busy since the last meeting digging out an old irrigation culvert in the park, planting trees at both the Neighborhood and City Parks, hauling dirt from the new fire station, and handling City clean up. Council Member Western expressed her appreciation for the job that Public Works Director Kirkland has been doing as well as the Public Works Department.

OTHER BUSINESS

Fire Chief Lynn Ashby stated that the fire station was making good progress and there would be a meeting on the following day. There was a discussion about the fire station and where entrances and exits would be made. Lime has been approved for under the concrete and the Graymont has agreed to donate the lime. The county has agreed to haul lime to the new fire station site.

Mayor Bunker asked the council if they were ok with the \$2,000.00 from the Millard County Board of Tourism being used towards fireworks. Some of the piano teachers wanted to move a piano from the M.E. Bird Center to the Community Center for piano recitals, but that he thought it needed to have a base under it to keep the legs from being broke. It would be visited at a later meeting.

Mayor Bunker stated that he had talked to City Treasurer Anderson about the Fourth of July's Children's Parade and UDOT is wanting a waiver of liability from all participants. Mayor Bunker said he had talked to the City staff about moving the Children's Parade off of Main Street and running it from the High School down 100 West into the park. There was a discussion about it and the Council agreed to put some thought into it.

Mayor Bunker stated that there was a conflict of schedule for the budget work session for some council members and was wondering if the time could be moved. There was a discussion about dates and it was decided that the Council would try for June first, but they would need to double check.

Gregory Schafer informed the Council that there was going to be a fun walk with the 4th graders in conjunction to the health fair at 9:30 on May 11.

Mayor Bunker asked if the Council could enter executive session for the purpose of discussing the strategy and the purchase, exchange, or lease of real property. Council Member Chase MOVED to enter executive session to discuss the purchase, exchange, or lease of real property at 8:37 p.m. Council Member Keel SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Council Member Chase MOVED to return to Regular City Council Meeting at 9:17 p.m. Council Member Western SECONDED the motion. Mayor Bunker asked if there were any questions or

comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

Mayor Bunker asked if there were any comments, questions, or other items to be discussed, there were none. Council Member Keel MOVED to adjourn the Regular City Meeting. Council Member Western SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Chase, Council Member Keel, and Council Member Western in favor and Council Member Banks and Council Member Niles absent.

The Meeting was adjourned at 9:25 p.m.

GAYLE K. BUNKER, Mayor

Minutes Approved:

GREGORY JAY SCHAFER, MMC City Recorder